

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

NICHOLAS ANDRES FUENTES, III,

Plaintiff,

v.

DR. GILBERT ESCANDON, SGT.
HILL, DR. CRISWELL KENNEDY,
CHRISTY RAY, JOHN C.
MCGRATH, LYNETT BROWN and
MENTAL HEALTH STAFF AN
COUNSLERS,

Defendants.

NO: 2:15-CV-71-RMP

ORDER ADOPTING REPORT AND
RECOMMENDATION AND
DISMISSING COMPLAINT

By Report and Recommendation filed May 12, 2015, Magistrate Judge Hutton recommended that Plaintiff's complaint be dismissed without prejudice pursuant to his motion to voluntarily dismiss under Fed. R. Civ. P. 41(a). Mail sent to Mr. Fuentes at the Spokane County Jail was returned as undeliverable, with the notation, "not in jail." Plaintiff has not kept the Court apprised of his current address and has filed nothing further in this action.

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Although granted the opportunity to do so, Plaintiff did not file a separate Motion and Affidavit to waive the remaining balance of the filing fee as directed. Therefore, Plaintiff still is obliged to pay the full filing fee for this action pursuant to 28 U.S.C. § 1915(b).

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff at his last known address, and close the file.

DATED this_26th day of May 2015.

s/ Rosanna Malouf Peterson
 ROSANNA MALOUF PETERSON
 Chief United States District Court Judge